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Dated: July 15, 2004

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(Thomas M. Palisi)

Docket No.: DAVIES 3.0-001 CIP II
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Richard J. Davies

Application No.: 10/716,789

Group Art Unit: 3736

Filed: November 19, 2003

Examiner: Not Yet Assigned

For: ELECTROPHYSIOLOGICAL APPROACHES
TO ASSESS RESECTION AND TUMOR
ABLATION MARGINS AND RESPONSES TO
DRUG THERAPY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONSIDERATION OF INFORMATION UNDER 37 CFR § 1.97 (C)

Dear Sir:

It is respectfully requested that the references cited in the enclosed form be considered pursuant to 37 C.F.R. § 1.97(c). Please charge deposit account No. 12-1095 in the amount of \$180.00 pursuant to 37 C.F.R. § 1.17(p). In the event that any additional fee is due in connection with the present request, the same should be charged to our deposit account No. 12-1095.

Dated: July 15, 2004

Respectfully submitted,

By _____

Thomas M. Palisi

Registration No.: 36,629

LERNER, DAVID, LITTENBERG,
KRUMHOLZ & MENTLIK, LLP

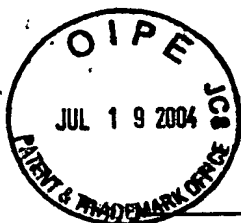
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07/21/2004 WASFAW1 00000017 121095 10716789

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Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/716,789
				Filing Date	November 19, 2003
				First Named Inventor	Richard J. Davies
				Art Unit	3736
				Examiner Name	Not Yet Assigned
Sheet	1	of	11	Attorney Docket Number	DAVIES 3.0-001 CIP II

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA**	US-3,949,736	04-13-1976	Vrana, Jiri, Cervenci, Milan	
	AB**	US-4,729,385	03-08-1998	Juncosa, Robert D., Davies, Richard J.	
	AC**	US-4,955,383	09-11-1990	Faupel, Mark L.	
	AD**	US-5,099,844	03-31-1992	Faupel, Mark L.	
	AE**	US-6,251,681	06-26-2001	Davies, Richard J., Juncosa, Robert D.	
	AF**	US-6,308,097	10-23-2001	Pearlman, Andrew L.	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)			
	BA**	WO-98/23204-A1	06/1998	CHURCH ET AL.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. **CITE NO.: Those patent(s) or publication(s) which are marked with an double asterisk (**) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	FOSTER KR, SCHWAN HP. Dielectric Properties Of Tissues And Biological Materials: A Critical Review. Critical Reviews in Biomedical Engineering, 1989, pages 25-104 Volume 17, Issue 1, CRC Press, England.	
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Sheet	2	of	11		

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				Art Unit	3736
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Sheet	3	of	11	Attorney Docket Number	DAVIES 3.0-001 CIP II

CV	RANE SG. A Ca ²⁺ (+)-Activated K ⁺ Current In Ras-Transformed Fibroblasts Is Absent From Nontransformed Cells, American Journal of Physiology, January 1991, pages C104-C112, Vol. 260, No. 1, Part 1, The American Physiological Society
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CA1	DECOURSEY TE, CHERNY VV. Voltage-Activated Proton Currents In Human THP-1 Monocytes, The Journal of Membrane Biology, July 1996, pages 131-140, Vol. 152, No.2, Springer
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CM1	PARIS S, POUYSSEGUR J. Biochemical Characterization Of The Amiloride-Sensitive Na ⁺ /H ⁺ Antiport In Chinese Hamster Lung Fibroblasts, The Journal of Biological Chemistry, March 1983, pages 3503-3508, Volume 258, No. 6, The American Society of Biological Chemists, Inc., USA
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CT1	CHEN CF, CORBLEY MJ, ROBERTS TM, HESS P. Voltage-Sensitive Calcium Channels In Normal And Transformed 3T3 Fibroblasts, Science, February 1988, pages 1024-1026, Volume 239, No. 4843,
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CV1	MACARA IG. Oncogenes, ions, And Phospholipids, American Journal of Physiology, January 1985, pages C3-11, Volume 248, No. 1 Pt 1, The American Physiological Society
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CX1	GOLLER DA, WEIDEMA WF, DAVIES RJ. Transmural Electrical Potential Difference As An Early Marker In Colon Cancer. Archives of Surgery, March 1986, pages 345-350, Volume 121, No. 3, The American Medical Association, USA
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	CC2	SCHAEFER H, SCHANNE O. Membranpotentiale Von Einzelzellen in Gewebekulturen, Naturwissenschaften 1956, page 445, Volume 43, Springer-Verlag	
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	CK2	KOCH KS, LEFFERT HL. Growth Control Of Differentiated Adult Rat Hepatocytes In Primary Culture, Annals of the New York Academy of Sciences, 1980, pages 111-127, Volume 349, The New York Academy of Sciences, New York, USA	
	CL2	FUNKHOUSER WK, PILCH YH, DAVIES RJ. The Electrophysiologic Changes Associated with Premalignancy in Colon Carcinogenesis, Federation Proceedings, March 1986, page 742, Volume 45, No. 4, Federation of American Societies for Experimental Biology	
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	CS2	MORRIS AP, CUNNINGHAM SA, BENOS DJ, FRIZZELL RA. Cellular Differentiation Is	

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		Required For cAMP But Not Ca(2+)-dependent Cl- Secretion In Colonic Epithelial Cells Expressing High Levels Of Cystic Fibrosis Transmembrane Conductance Regulator, The Journal of Biological Chemistry, March 1992, pages 5575-5583, Volume 267, No. 8, The American Society for Biochemistry and Molecular Biology	
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